

CLEAN VERSION OF REWRITTEN, ADDED, AND/OR CANCELLED

CLAIMS PURSUANT TO 37 C.F.R. §1.121 (c)(1)(i)

IN THE CLAIMS:

Please amend the following claims:

1. (Amended twice) A food product comprising conjugated linoleic acid alkyl esters in a biologically active concentration, said alkyl esters comprising less than about two percent ~~trans,trans; 8,10 and 11,13 octadecadienoic acid isomers.~~

2. (Amended once) The food product of claim 1 wherein the concentration of conjugated linoleic acid alkyl esters in said food product is about 0.05 to 3.5 percent by weight.

3. (Amended twice) The food product of claim 1 wherein said conjugated linoleic acid alkyl ester is comprised of at least 50 percent up to about 99 percent by weight of octadecadienoic acid alkyl ester isomers selected from the group consisting of c9,t11-octadecadienoic acid alkyl ester and t10,c12-octadecanoic acid alkyl ester.

Status of the Application

Claims 1-8 are pending in the present application. Claims 1-3 have been amended. These claims have been amended without acquiescing to Examiner's arguments, and solely for the purpose of expediting the patent application process in a manner consistent with the PTO's Patent Business Goals (PBG)¹, and without waiving the right to prosecute the unamended (or similar) claims in another application. The amendment made to Claim 8 is not intended to narrow the scope of the Claim within the meaning of *Festo*².

Applicants are submitting herewith a terminal disclaimer for U.S. Pat. No. 6,015,833.

¹ 65 Fed. Reg. 54603 (September 8, 2000).

² *Festo Corp. v. Shokestu Kinzoku Kogyo Kabushiki Co.*, No. 95-1066, 2000 WL 1753646 (Fed. Cir. 2000).